

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

May 22, 2003

Before

Hon. HARLINGTON WOOD, JR., *Circuit Judge*

Hon. FRANK H. EASTERBROOK, *Circuit Judge*

Hon. MICHAEL S. KANNE, *Circuit Judge*

No. 01-1166

JOHN BALDERSTON and JOHN
GABRIEL,

Plaintiffs-Appellants,

v.

FAIRBANKS MORSE ENGINE
DIVISION OF COLTEC INDUSTRIES,

Defendant-Appellee.

Appeal from the United States District
Court for the Western District
of Wisconsin

No. 00-C-68

Barbara B. Crabb,
Chief Judge.

ORDER

The opinion of the court in the above-entitled case, issued April 17, 2003, is amended as follows:

The first paragraph, third sentence, of the opinion should read as follows:

The district court granted summary judgment in favor of Fairbanks, finding that even if plaintiffs had established a *prima facie* case of age discrimination, they had not offered sufficient evidence to support a finding that Fairbanks' stated reasons for termination were pretextual.